

IN THE U.S. PATENT AND TRADEMARK OFFICE

In re application of

Susumu NIWA et al.

Conf. 3329

Application No. 10/591,848

Group 3781

Filed May 1, 2006

Examiner Andrew Thomas Kirsch

OPEN/CLOSE CAP AND MANUFACTURING METHOD THEREOF

INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

January 5, 2009

Sir:

In compliance with Rules 1.97 and 1.98, and in fulfillment of the duty of disclosure under Rule 1.56, the accompanying documents, copies of which are attached to this statement, are made of record on the enclosed Form PTO-1449.

A concise explanation of the relevance of these items is that these references were cited by the European Patent Office in the corresponding European Application Serial No. 05721099, filed December 4, 2008. A copy of the European Official Action in which they were cited is attached hereto.

Under the provisions of 37 CFR 1.97(e), the undersigned hereby certifies that each item of information contained in this Information Disclosure Statement was first cited in any communication from a foreign Patent Office in a counterpart foreign application not more than three months prior to the filing of this Statement.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future submissions, to charge any underpayment or credit any overpayment to Deposit Account No. 25-0120 for any additional fees required under 37 C.F.R. § 1.16 or under 37 C.F.R. § 1.17.

Respectfully submitted,

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